

10/581622

AP3 Rec'd PCT/PTO 05 JUN 2008

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop PCT
Commissioner of Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Attorney Docket No. 52993/326894
Date: 05 June 2006

STATEMENT OF FACTS UNDER 37 C.F.R. § 1.47(a)

Sir:

Since about October, 2005, numerous attempts have been made, by the undersigned and by Morgan Advanced Ceramics, to obtain signature by Mr. David Forrest of the declaration in the above-captioned application. At minimum, these include the following attempts:

On November 9, 2005, I caused to be mailed, via U.S. Postal Service, application papers for the above-captioned application, accompanied by a letter

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requesting his signature on the application papers, to Mr. David Forrest at the address provided by Morgan Advanced Ceramics:

Mr. David Forrest
118 Beecham Road
Reading, Berkshire
United Kingdom RG30 2RD

The letter indicated that, if no response was received within two weeks, Morgan Advanced Ceramics would consider that Mr. Forrest had refused to sign the declaration. No response to this letter was received. Mr. Forrest contacted Morgan Advanced Ceramics directly in response to the letter, asking that an additional two weeks be granted so that he could review the papers. Again, even after the passing of two additional weeks, no signed declaration was received from Mr. Forrest.

Having received information that Mr. Forrest's address had changed, on January 25, 2006, I caused to be sent, via International Federal Express Letter, application papers and cover letter requesting signature to Mr. Forrest at the following address:

Mr. David Forrest
Lower Walson
Skenfrith
Monmouthshire NP7 8UF
United Kingdom

Federal Express has provided confirmation that the package was signed for by "F.ORREST" on January 30, 2006. This constitutes the last known address of Mr. Forrest.

To date, no response has been received from Mr. Forrest.

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On information and belief, Mr. Forrest now works for a direct competitor of Morgan Advanced Ceramics (MAC), which is the real party in interest in this application, and the assignee of cooperating joint inventor Mr. Schauer. As a result, Mr. Forrest has little or no incentive to cooperate with MAC by signing the declaration papers for this application.

Respectfully submitted,



Bruce D. Gray
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